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8 IN THE UNITED STATES DISTRICT COURT FOR THE  
9 EASTERN DISTRICT OF CALIFORNIA

10  
11 UNITED STATES OF AMERICA, ) 2:04-CR-0279 FCD  
12 Plaintiff, ) FINAL ORDER OF FORFEITURE  
13 v. )  
14 JOHN WESTON, )  
15 Defendant. )  
16 \_\_\_\_\_ )

17 WHEREAS, on July 7, 2005, this Court entered a Preliminary  
18 Order of Forfeiture pursuant to the provisions of 18 U.S.C. § 2253  
19 based upon the plea agreement entered into between plaintiff and  
20 defendant John Weston forfeiting to the United States the following  
21 property:

- 22 a. Maxtor hard drive, # 82187A5;  
23 b. One CDR labeled KS-3a seized from the defendant's  
24 residence; and  
25 c. ERX computer, serial number 012179836, including two  
connected hard drives.

26 AND WHEREAS, on August 4, 11 and 18, 2005, the United States  
27 published notification of the Court's Preliminary Order of  
28 Forfeiture in the Daily Recorder (Sacramento County), a newspaper of

1 general circulation located in the county in which the subject  
2 property was seized. Said published notice advised all third  
3 parties of their right to petition the court within thirty (30) days  
4 of the publication date for a hearing to adjudicate the validity of  
5 their alleged legal interest in the forfeited property;

6 AND WHEREAS, the Court has been advised that no third party has  
7 filed a claim to the subject property, and the time for any person  
8 or entity to file a claim has expired.

9 Accordingly, it is hereby ORDERED and ADJUDGED:

10 1. A Final Order of Forfeiture shall be entered forfeiting to  
11 the United States of America all right, title, and interest in the  
12 above-listed property pursuant to 18 U.S.C. § 2253, to be disposed  
13 of according to law, including all right, title, and interest of  
14 John Weston.

15 2. All right, title, and interest in the above-described  
16 property shall vest solely in the name of the United States of  
17 America.

18 3. The United States shall maintain custody of and control  
19 over the subject property until it is disposed of according to law.

20 SO ORDERED THIS 27<sup>th</sup> day of January, 2006.

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23 /s/Frank C. Damrell, Jr.  
24 FRANK C. DAMRELL, JR.  
25 United States District Judge  
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